

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No.: 10/521,693
Applicant: Ben Adler, et al.
Confirmation No.: 8800
Filed: September 12, 2005
Group Art Unit: 1645
Examiner: Brian J. Gangle
For: Novel Brachyspira hyodysenteriae vaccine
Attorney Docket: I-2002.011 US

December 12, 2007

NOTICE OF APPEAL

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants hereby appeal to the Board of Appeals and Interferences from the decision dated July 16, 2007 finally rejecting claims 24, 29 and 33.

The Commissioner is hereby authorized to charge the fee of \$510.00 to our Deposit Account No. **02-2334**.

Conclusion

Pursuant to 37 C.F.R. §1.17 and 1.136(a), Applicants respectfully petition for the second month extension of time for filing a notice of appeal with the present application. Because a one month extension has already been paid as part of Applicants' October 30, 2007 filing, please charge the difference in the fee of \$340.00 (i.e., \$460.00 minus \$120.00) to Deposit Account No. **02-2334**.

Applicants do not believe that any other fee is due in connection with this filing. If, however, Applicants do owe any such fee(s), the Commissioner is hereby authorized to charge the fee(s) to Deposit Account No. **02-2334**. In addition, if there is ever any other fee deficiency or overpayment under 37 C.F.R. §1.16 or 1.17 in connection with this patent application, the Commissioner is hereby authorized to charge such deficiency or overpayment to Deposit Account No. **02-2334**.

Applicants submit that this application is in condition for allowance, and request that it be allowed. The Examiner is requested to call the Undersigned if any issues arise that can be addressed over the phone to expedite examination of this application.

Respectfully submitted,



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